



2176

AM1.PAU.14

PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:)
 Richard Humpleman, et al.)
)
 For: METHOD AND APPARATUS)
 FOR A HOME NETWORK AUTO-)
 TREE BUILDER)
)
 Application No.: 09/104,297)
)
 Filed: June 24, 1998)
)
)

Examiner: W. Bashore

RECEIVED

MAY 13 2004

Technology Center 2100

Irvine, California 92612

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

Dear Sir:

The Office Action dated April 5, 2004, requested that an election be made for prosecution on the merits.

In response to the Restriction Requirement, Applicant provisionally elects to prosecute claim group I as designated by the Office Action, i.e., Claims 1-20.

This provisional election is done with traverse to the extent this restriction requirement might later be shown to be misplaced, and without prejudice to the filing of possible divisional applications directed to the subject matter in the non-elected claims.



The Patent Office's consideration of this matter is gratefully appreciated.

Please charge any additional fees or credit any over-payment to our Deposit Account No. 01-1960. A duplicate copy of this letter is enclosed for that purpose.

RECEIVED

MAY 13 2004

Dated: May 4, 2004

Very truly yours,

MYERS DAWES ANDRAS & SHERMAN, LLP

Technology Center 2100

Kenneth L. Sherman
Registration No. 33,783
19900 MacArthur Blvd., 11th Floor
Irvine, California 92612
Tel: (949) 223-9600

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 c/o Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on 5/4/2004.

Michael Navarro
(Type or print name of person mailing paper)

Michael Navarro
(Signature of person mailing paper)

R:\M-Z\5AM1\5AM1.PAU.14\Election re Restriction Reqmt. 5-04-04doc.doc